

“(B) review of the implementation plan for reaching such measures described in subparagraph (A); and

“(2) the effectiveness of the structure and mechanisms for delivery of services, such as the effective utilization of the participants’ time, the management of the participants, and the ease to which recipients were able to receive services to maximize the cost-effectiveness of the program and its impact, for such programs.”;

(2) in subsection (g)—

(A) in paragraph (3), by striking “National Senior Volunteer Corps” and inserting “National Senior Service Corps”; and

(B) in paragraph (9), by striking “to public service” and all that follows through the period at the end and inserting “to engage in service that benefits the community.”; and

(3) by adding at the end the following:

“(j) **RESERVED PROGRAM FUNDS FOR ACCOUNTABILITY.**—In addition to amounts appropriated to carry out this section, the Corporation may reserve up to 1 percent of total program funds appropriated for a fiscal year under the national service laws to support program accountability activities.

“(k) **CORRECTIVE PLANS.**—

“(1) **IN GENERAL.**—A grantee that fails to reach the performance measures in subsection (a)(1)(A) as determined by the Corporation, shall reach an agreement with the Corporation on a corrective action plan to achieve the agreed upon performance measures.

“(2) **ASSISTANCE.**—

“(A) **NEW PROGRAM.**—For a program that has received assistance for less than 3 years and is failing to achieve the performance measures agreed upon under subsection (a)(1)(A), the Corporation shall—

“(i) provide technical assistance to the grantee to address targeted performance problems relating to the performance measures in subsection (a)(1)(A); and

“(ii) require quarterly reports from the grantee on the program’s progress toward achieving the performance measures in subsection (a)(1)(A) to the appropriate State, Territory, or Indian tribe and the Corporation.

“(B) **ESTABLISHED PROGRAMS.**—For a program that has received assistance for 3 years or more and is failing to achieve the performance measures agreed upon under subsection (a)(1)(A), the Corporation shall require quarterly reports from the grantee on the program’s progress towards achieving performance measures in subsection (a)(1)(A) to the appropriate State, Territory, or Indian tribe and the Corporation.

“(1) **FAILURE TO MEET PERFORMANCE LEVELS.**—If, after a period for correction as approved by the Corporation, a grantee or subgrantee fails to achieve the established levels of performance, the Corporation shall—

“(1) reduce the annual amount of the grant award attributable to the underperforming grantee or subgrantee by at least 25 percent; or

“(2) terminate assistance to the underperforming grantee or subgrantee, consistent with section 176(a).

“(m) **REPORTS.**—The Corporation shall submit to Congress not later than two years after the date of the enactment of this subsection, and annually thereafter, a report containing information on the number of—

“(1) grantees implementing corrective action plans;

“(2) grantees for which the Corporation offers technical assistance under subsection (k);

“(3) grantees for which the Corporation terminates assistance for a program under subsection (1); and

“(4) grantees meeting or exceeding their performance measures in subsection (a).”.

#### SEC. 1607. TECHNICAL AMENDMENT.

Section 181 (42 U.S.C. 12641) is amended by striking “Section 414” and inserting “Section 422”.

#### SEC. 1608. PARTNERSHIPS WITH SCHOOLS.

Section 182(b) (42 U.S.C. 12642(b)) is amended to read as follows:

“(b) **ANNUAL REPORT.**—On an annual basis, the head of each Federal agency and department shall prepare and submit, to Congress and the committees of jurisdiction, a report concerning the implementation of this section, including an evaluation of the performance goals and benchmarks of the partnership programs.”.

#### SEC. 1609. RIGHTS OF ACCESS, EXAMINATION, AND COPYING.

Section 183 (42 U.S.C. 12643) is amended—

(1) in each of subsections (a)(1) and (b)(1) by inserting after “local government,” the following: “Territory.”; and

(2) by adding at the end the following:

“(c) **INSPECTOR GENERAL.**—The Inspector General of the Corporation shall have access to, and the right to examine and copy, any books, documents, papers, records, and other recorded information in any form—

“(1) within the possession or control of the Corporation or any State or local government, Territory, Indian tribe, or public or private nonprofit organization receiving assistance directly or indirectly under this Act; and

“(2) that relates to the duties of the Inspector General under the Inspector General Act of 1978.”.

#### SEC. 1610. ADDITIONAL ADMINISTRATIVE PROVISIONS.

Subtitle F of title I (42 U.S.C. 12631 et seq.) is amended by adding at the end the following:

#### “SEC. 185. CONSOLIDATED APPLICATION AND REPORTING REQUIREMENTS.

“(a) **IN GENERAL.**—To promote efficiency and eliminate duplicative requirements, the Corporation shall consolidate or modify application procedures and reporting requirements for programs and activities funded under the national service laws.

“(b) **REPORTS TO CONGRESS.**—Not later than 1 year after the date of the enactment of this section, and annually thereafter, the Corporation shall submit to Congress a report containing information on the actions taken to modify the application procedures and reporting requirements for programs and activities funded under the national service laws, including a description of the consultation procedures with grantees, entities that expressed interest in applying for assistance under a national service law but did not apply, those entities whose application was rejected, and applications whose assistance was terminated due to failure to meet performance measures for the year covered by the report.

#### “SEC. 186. SUSTAINABILITY.

“(a) **GOALS.**—To ensure that recipients of assistance under the national service laws are carrying out sustainable projects or programs, the Corporation, after collaboration with State Commissions and consultation with recipients of assistance under the national service laws, may set sustainability goals supported by policies and procedures to—

“(1) build the capacity of the projects that receive assistance under the national service laws to meet community needs and to work to lessen the dependence on Federal dollars to do so;

“(2) provide technical assistance to assist the recipients of assistance under the national service laws in acquiring non-Federal funds for the projects that could replace assistance received under the national service laws; and

“(3) implement measures to ascertain whether the projects are generating sufficient community support.

“(b) **ENFORCEMENT.**—If a recipient does not meet the sustainability goals in subsection (a) for a project, the Corporation may take action as described in sections 176 and 179.

#### “SEC. 187. USE OF RECOVERED FUNDS.

“(a) **FACTORS CONSIDERED IN APPROVING REPAYMENT.**—After the date of enactment of this section, whenever the Corporation recovers funds paid to a recipient under a grant or cooperative agreement made under the national service laws because the recipient made an expendi-

ture of funds that was not allowable, or otherwise failed to discharge its responsibility to account properly for funds, the Corporation may consider those funds to be additional funds available and may arrange to repay to the recipient affected by that action an amount not to exceed 75 percent of the recovered funds if the Corporation determines that—

“(1) the practices or procedures of the recipient that resulted in the recovery of funds have been corrected, and that the recipient is in all other respects in compliance with the requirements of the grant or cooperative agreement, if the recipient was notified of any noncompliance with such requirements and given a reasonable period of time to remedy such noncompliance;

“(2) the recipient has submitted to the Corporation a plan for the use of those funds consistent with the national service laws and, to the extent possible, for the benefit of the community affected by the recovery of funds; and

“(3) the use of those funds in accordance with that plan would serve to achieve the objectives of the grant or cooperative agreement under which the funds were originally paid.

“(b) **TERMS AND CONDITIONS OF REPAYMENT.**—Any payments by the Corporation under this section shall be subject to other terms and conditions as the Corporation considers necessary to accomplish the purposes of the grant or cooperative agreement, including—

“(1) the submission of periodic reports on the use of funds provided under this section; and

“(2) consultation by the recipient with members of the community that will benefit from the payments.

“(c) **AVAILABILITY OF FUNDS.**—Notwithstanding any other provision of law, the funds made available under this section shall remain available for expenditure for a period of time considered reasonable by the Corporation, but in no case to exceed more than 3 fiscal years following the later of—

“(1) the fiscal year in which final agency action regarding the disallowance of funds is taken; or

“(2) if such recipient files a petition for judicial review regarding the disallowance of funds, the fiscal year in which final judicial action is taken on such a petition.

“(d) **PUBLICATION IN FEDERAL REGISTER.**—At least 60 days prior to entering into an arrangement under this section, the Corporation shall publish in the Federal Register a notice of intent to enter into such an arrangement and the terms and conditions under which payments will be made. Interested persons shall have an opportunity for at least 30 days to submit comments to the Corporation regarding the proposed arrangement.

#### “SEC. 188. EXPENSES OF ATTENDING MEETINGS.

“Notwithstanding section 1345 of title 31, United States Code, funds authorized under the national service laws shall be available for expenses of attendance of meetings that are concerned with the functions or activities for which the funds are appropriated or which will contribute to improved conduct, supervision, or management of those functions or activities.

#### “SEC. 189. GRANT PERIODS.

“Unless otherwise specifically provided, the Corporation has authority to make a grant under the national service laws for a period of 3 years.

#### “SEC. 189A. GENERATION OF VOLUNTEERS.

“In making decisions on applications for assistance or approved national service positions under the national service laws, the Corporation shall take into consideration the extent to which the applicant’s proposal will increase the involvement of volunteers in meeting community needs.

#### “SEC. 189B. LIMITATION ON PROGRAM GRANT COSTS.

“(a) **LIMITATION ON GRANT AMOUNTS.**—Except as otherwise provided by this section, the amount of funds approved by the Corporation in